

**ACQUISITION OF PROPERTY FOR
ORANGE AVENUE WIDENING PROJECT**

A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, FLORIDA, SUPERSEDING THE SUPPLEMENTAL RESOLUTION FOR THE ACQUISITION OF PROPERTY FOR ORANGE AVENUE WIDENING PROJECT ADOPTED ON OCTOBER 15, 2002, AND FURTHER RECOGNIZING AND ESTABLISHING THAT A VALID PUBLIC PURPOSE IS SERVED BY THE IMPROVEMENT, CONSTRUCTION, AND MAINTENANCE OF CERTAIN PROPERTY WITHIN LEON COUNTY, LOCATED ON ORANGE AVENUE BETWEEN MONROE STREET AND BLAIR STONE AVENUE, KNOWN AS THE ORANGE AVENUE WIDENING PROJECT; AND DETERMINING THAT THE ACQUISITION OF CERTAIN PROPERTY IN THE AREA ADJACENT TO AND SURROUNDING ORANGE AVENUE IS NECESSARY FOR THE IMPLEMENTATION OF THE PROJECT; AND AUTHORIZING PUBLIC WORKS AND THE COUNTY ATTORNEY TO ACQUIRE THE NECESSARY PROPERTY BY GIFT, PURCHASE, OR THE EXERCISE OF EMINENT DOMAIN PROCEEDINGS.

WHEREAS, the Board of County Commissioners of Leon County, Florida (the Board), is delegated the authority pursuant to Chapters 125, 127, and 337 of the Florida Statutes to appropriate property for any county purpose by gift, by purchase, or by exercising the right and power of eminent domain; and

WHEREAS, Leon County's Comprehensive Plan defines a 2020 Transportation Plan, part of which identified the need to expand the capacity of Orange Avenue by making improvements to that section located between South Monroe Street and Blair Stone Road, and

WHEREAS, said improvements are required to meet concurrency issues addressed in the Comprehensive Plan, and have been funded as a Capital Improvement Project, and

WHEREAS, in order to assist in the planning and decision-making involved in designing the improvements proposed for Orange Avenue, the Board approved the establishment of the Orange Avenue Corridor Study Project team which would consist in part of a Board-appointed citizens advisory committee; and

WHEREAS, in April 1997, the Board approved a Memorandum of Understanding (MOU) entered into between the Leon County Department of Public Works (Public Works) and the Orange Avenue Corridor Study Project Team, and further directed that the design concepts contained in the MOU be implemented to the maximum extent feasible in the final design of the improvements proposed for Orange Avenue; and

WHEREAS, the Board retained Genesis Group to design the Orange Avenue Widening Project (the Project), giving consideration to alternative alignments, safety factors, environmental factors, costs of the project, and long range area planning in determining the feasibility of the design concepts contained in the MOU, and Genesis Group has now identified the properties necessary for implementation of the Project, as directed; and

WHEREAS, the Board convened a public hearing for the purpose of enabling the public to express its views and participate in the decision-making process for the design of the Project; and

WHEREAS, the implementation of the Project with the design concepts as approved by the Board, after consideration of the public participation at the public hearing, necessitates the acquisition of property for use as road rights-of-way, storm water management facilities, drainage and utility structures, beautification park areas, and tying in and harmonizing the new road improvements with the adjoining properties; and

WHEREAS, the Board has previously adopted three Right-of-Way Resolutions authorizing the acquisition of the properties necessary to implement the Project, and now wishes to provide supplemental authority to continue with the acquisition of the remaining properties previously identified as being necessary and to acquire those additional properties which have subsequently been determined to be necessary for the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF LEON COUNTY, that:

Section 1. The Board hereby determines that the Orange Avenue Widening Project (the Project), comprising road rights-of-way, storm water management facilities, drainage and utility structures, beautification park areas, and tying in and harmonizing the new road improvements with the adjoining properties, represents a valid county public purpose.

Section 2. The Board hereby approves the map of location and survey identifying the property necessary for implementation of the Project as the official Right-Of-Way Map for the Project, copies of which have been placed on record with the Clerk of the Circuit Court and with the Ex-Officio Clerk of the Board, and which are on file and available at the Leon County Department of Public Works, Division of Engineering Services, and determines that the right-of-way and easements as depicted and described therein, and as further shown on Exhibit A attached hereto, are necessary for implementation of the Project.

Section 3. The Board hereby authorizes, empowers, and directs Public Works and the County Attorney to acquire by gift, by purchase for monetary and/or nonmonetary consideration, or by exercise of the powers of eminent domain a fee simple interest in the properties identified on Exhibit A as Parcels 113, 117, 118, 122, 123, 128, 131, 134, 173, 178, 179, 181, 184, 186, 188, 189, 190, 191, 193, 195.1, 195.2, 202, 206, and 207, reserving to the owners their rights of ingress and egress over said parcels to their remaining property, if any, which rights are to be not inconsistent with the project.

Section 4. The Board hereby authorizes, empowers, and directs Public Works and the County Attorney to acquire by gift, by purchase for monetary and/or nonmonetary consideration, or by exercise of the powers of eminent domain a temporary construction easement interest in the properties identified on Exhibit A as Parcels 718, 723, 728, 731, 736, 739, 747, 753, 755, 1703, 1704, 1706, and 1708, reserving to the owners their rights of ingress and egress over said parcels, which rights are to be not inconsistent with the project.

Section 5. The Board hereby authorizes, empowers, and directs Public Works and the County Attorney to acquire by gift, by purchase for monetary and/or nonmonetary consideration, or

by exercise of the powers of eminent domain a perpetual drainage easement interest in the properties identified on Exhibit A as Parcel 818, 823, 895.1, 895.2, 895.3, 895.4, 895.5, 895.6, 895.7, 895.8, and 895.9, reserving to the owners their rights of ingress and egress over said parcels, which rights are to be not inconsistent with the project.

Section 6. The Board acknowledges that additional unidentified properties may be necessary for the completion of the Project, and that, upon the determination by engineers and surveyors of those additional properties, this resolution shall be supplemented to include identification of any such additional necessary properties.

Section 7. The Board also acknowledges that, in the course of implementing the Project, the boundaries of the properties identified in Exhibit A may differ from those of the properties actually acquired because of engineering design changes, negotiated changes resulting in savings in the cost of acquisition, or other such changes made in the best interest of Leon County, and the Board agrees that the authority granted by this resolution shall extend to any acquisition of property involving such changes.

Section 8. The County Attorney is hereby authorized to institute eminent domain proceedings as necessary to complete the acquisition of the parcels as set forth herein by the earliest possible date, which authority shall include signing of the Declaration of Taking and utilization of any and all statutes of the State of Florida applicable thereto, and to fully compensate the interested parties as required by law.

Section 9. This resolution supersedes any provisions of the previously adopted resolutions for the Orange Avenue Widening Project that may be inconsistent with this resolution.

Section 10. This resolution shall become effective immediately upon its adoption.

DONE, ADOPTED, AND PASSED by the Board of County Commissioners of Leon
County, Florida, this _____ day of July 2003.

LEON COUNTY, FLORIDA

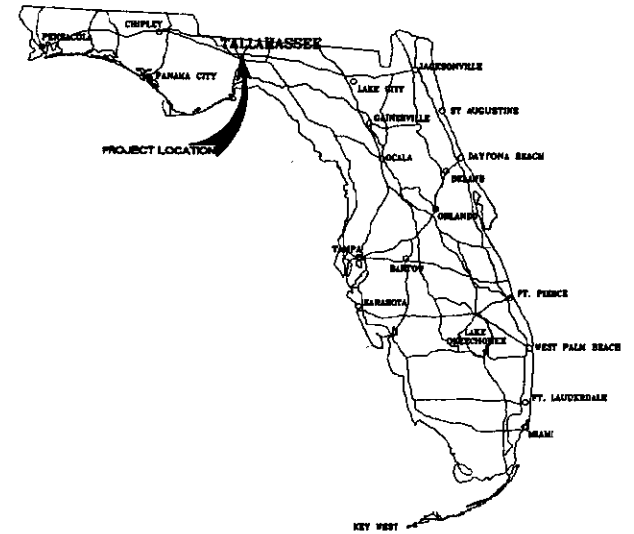
ATTESTED BY:

BY: _____
Bob Inzer
Clerk of the Circuit Court

BY: _____
Tony Grippa, Chairman
Board of County Commissioners

APPROVED AS TO FORM:
Leon County Attorney's Office
Leon County, Florida

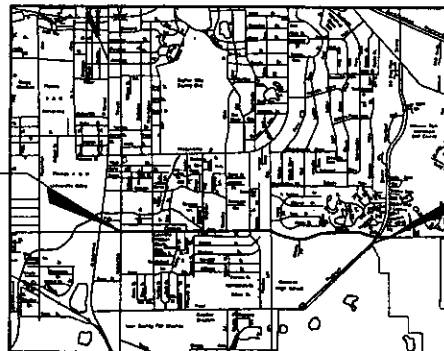
BY: _____
Herbert W. A. Thiele
County Attorney



LYING BETWEEN
STATE ROAD No. 61 (SOUTH MONROE)
AND BLAIRSTONE ROAD

[illegible]

COUNTY LINE
TOWNSHIP LINE
SECTION LINE
CITY LIMIT LINE
FENCE LINE
REQUIRED RIGHT OF WAY
HARBOR, QUAY,
MARINA
LIMITED ACCESS LINE
ENCL. LAKEWAY ACCESS
UNDESIRABLE CONSTRUCTION EXEMPTION
PROPERTY LINE
CUSTOM RIGHT OF WAY
POINT-TO-POINT (LINEAR)
TRAIL FINDER/ACCESS AGREEMENT
1/4 SECTION LINE
STATE LINE
GRANT LINE
ELECTRIC CABLE/LINE
HARBOR, STATE PARK
OR FOREST



BEGIN RIGHT OF WAY PROJECT
STA. 30+00.00

END RIGHT OF WAY PROJECT
STA. 126+00.00

PRELIMINARY

INDEX OF SHEETS	
SHEET NO	TITLE
1	OWNER SHEET
2-11	DETAIL SHEETS
12	REFERENCE POINTS
13	TABLE OF OWNERSHIP

GENERAL NOTES

1. REMARKS: NO BALANCE ON STATE PLANS ACCOUNTS OBTAINED FROM FIELD FILE IN HAZARDOUS WASTE CONTROL DIVISION, STATE OF CALIFORNIA, AND CONTAINED IN THE FILES OF THE HAZARDOUS WASTE NORTH AMERICAN SECTION OF 1984, 1990 AND 1992, FLORIDA ARMY AREA, LANDFILL, 1984.
2. LAUREN DOWNS HEREIN WERE NOT ATTRIBUTED FOR RIGHTS OF MRS. (ARCHELUS) DOWNSHIP ON OTHER INSTRUMENTS OF RECORD.
3. VALUATION DETERMINED FROM ALL DATA NOTED AS (P) HAS BEEN CALCULATED FROM A CIRCLED FIELDS THROUGH AN ADJUSTED FIELD SURVEY.
4. ALL NEIGHBORHOODS ARE IN U.S. SURVEY FIVE.
5. PROPERTY BOUNDARIES DETERMINED FROM A FIELD SURVEY, PLATS OF RECORD, AND A FIELD FILE.
6. UNDERSTANDING FUNDAMENTAL ENCUMBRANCES NOT LOCATED.
7. REPORT OF MY INSTRUMENTS TO BE SET AFTER CONSTRUCTION OF PROJECT IS COMPLETE.
8. NO FINES IMPROVEMENTS PREVENTED TO THE ANNUALS TO BE ADVANCED WILL BE ADVANCED UNDER THE INSTRUMENTS OF RECORD.
9. ATTENTION IS DIRECTED TO THE FACT THAT THESE MAPS MAY HAVE BEEN REPRODUCED IN SIZE BY REDUCING/THIS MAPS NOT CONSIDERED WHEN REPRODUCED UNDER DATA.
10. THIS REPORT OF MY WAS PREPARED FOR THE PURPOSE OF PREPARING LEGAL LAND DESCRIPTION, ADJUDICATION OCCASIONS, DEMONSTRATIONS, PROPERTY MANAGEMENT, AND AS AN INSTRUMENT OF RECORD, THE REPORT OF MY REQUIRED FOR TRANSPORTATION FACILITIES.
11. THE RESULT OF MY MAP WAS PREPARED BY: GENESIS GROUP
J. B. JONES
3000 COLLINS ROAD
SUITE 100
THE WILLOWDALE, FL. 32283
(407) 299-4444

90% RIGHT OF WAY MAPS 01/22/02

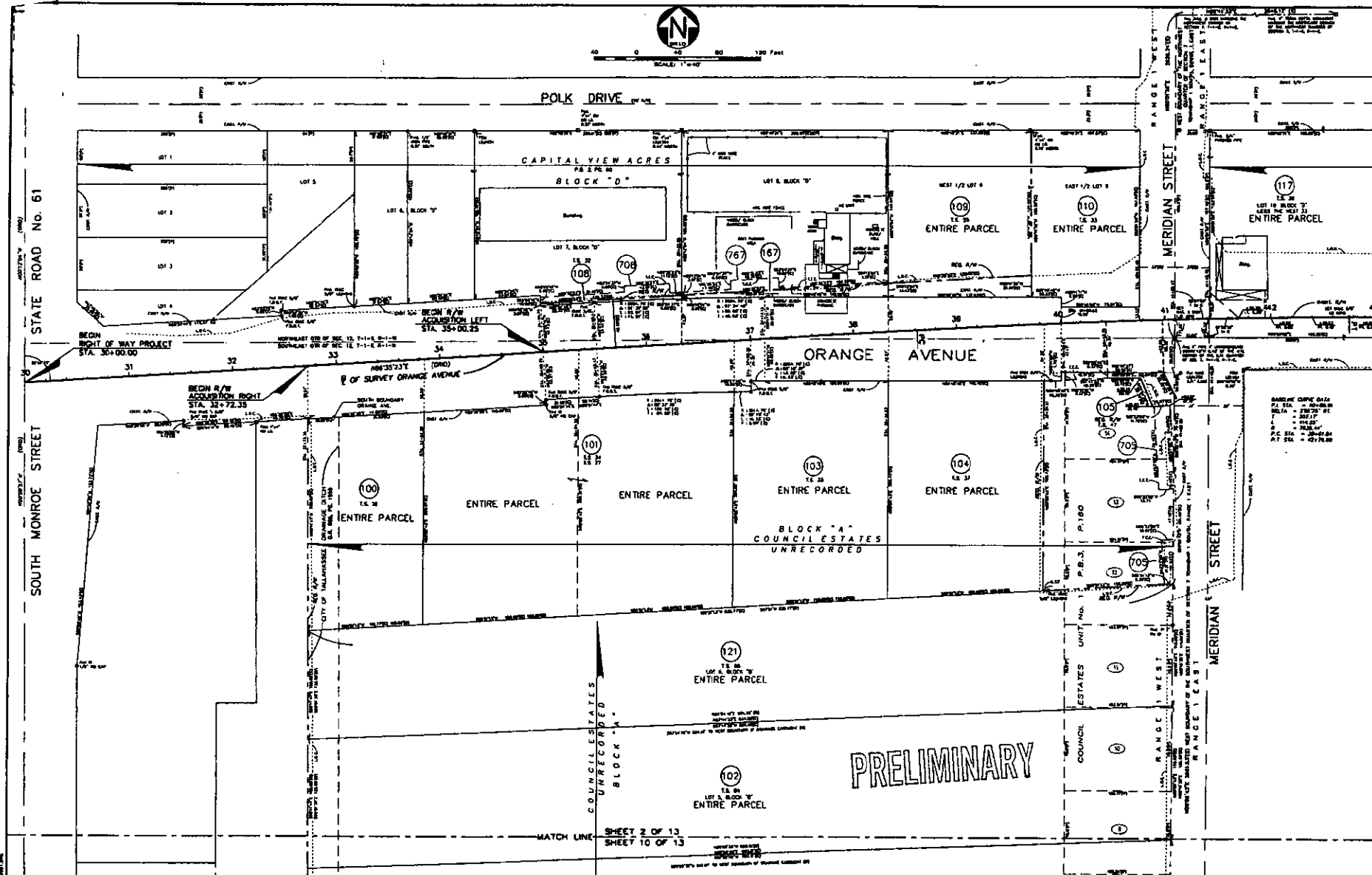
NO.	DATE	DESCRIPTION	REVISIONS	APPROVED BY:
				DATE: 8/1
				BY: E.E.W.
				DATE: 8/1
				BY: W.J.E.
				DATE: 8/1
				BY: 8/1/81



LEON COUNTY BOARD OF
COUNTY COMMISSIONERS
PROJECT: BC-04-13-99-1

RIGHT OF WAY MAP
ORANGE AVENUE

PROJECT NUMBER	4302-001
ISSUING DATE	01/22/02
SHEET NUMBER	1 OF 13



NO.	DATE	REVISIONS
1	01/22/02	ISSUED FOR REVIEW
2	01/22/02	REVISED
3	01/22/02	REVISED
4	01/22/02	REVISED
5	01/22/02	REVISED
6	01/22/02	REVISED
7	01/22/02	REVISED
8	01/22/02	REVISED
9	01/22/02	REVISED
10	01/22/02	REVISED
11	01/22/02	REVISED
12	01/22/02	REVISED
13	01/22/02	REVISED
14	01/22/02	REVISED
15	01/22/02	REVISED
16	01/22/02	REVISED
17	01/22/02	REVISED
18	01/22/02	REVISED
19	01/22/02	REVISED
20	01/22/02	REVISED
21	01/22/02	REVISED
22	01/22/02	REVISED
23	01/22/02	REVISED
24	01/22/02	REVISED
25	01/22/02	REVISED
26	01/22/02	REVISED
27	01/22/02	REVISED
28	01/22/02	REVISED
29	01/22/02	REVISED
30	01/22/02	REVISED
31	01/22/02	REVISED
32	01/22/02	REVISED
33	01/22/02	REVISED
34	01/22/02	REVISED
35	01/22/02	REVISED
36	01/22/02	REVISED
37	01/22/02	REVISED
38	01/22/02	REVISED
39	01/22/02	REVISED
40	01/22/02	REVISED
41	01/22/02	REVISED
42	01/22/02	REVISED
43	01/22/02	REVISED
44	01/22/02	REVISED
45	01/22/02	REVISED
46	01/22/02	REVISED
47	01/22/02	REVISED
48	01/22/02	REVISED
49	01/22/02	REVISED
50	01/22/02	REVISED
51	01/22/02	REVISED
52	01/22/02	REVISED
53	01/22/02	REVISED
54	01/22/02	REVISED
55	01/22/02	REVISED
56	01/22/02	REVISED
57	01/22/02	REVISED
58	01/22/02	REVISED
59	01/22/02	REVISED
60	01/22/02	REVISED
61	01/22/02	REVISED
62	01/22/02	REVISED
63	01/22/02	REVISED
64	01/22/02	REVISED
65	01/22/02	REVISED
66	01/22/02	REVISED
67	01/22/02	REVISED
68	01/22/02	REVISED
69	01/22/02	REVISED
70	01/22/02	REVISED
71	01/22/02	REVISED
72	01/22/02	REVISED
73	01/22/02	REVISED
74	01/22/02	REVISED
75	01/22/02	REVISED
76	01/22/02	REVISED
77	01/22/02	REVISED
78	01/22/02	REVISED
79	01/22/02	REVISED
80	01/22/02	REVISED
81	01/22/02	REVISED
82	01/22/02	REVISED
83	01/22/02	REVISED
84	01/22/02	REVISED
85	01/22/02	REVISED
86	01/22/02	REVISED
87	01/22/02	REVISED
88	01/22/02	REVISED
89	01/22/02	REVISED
90	01/22/02	REVISED
91	01/22/02	REVISED
92	01/22/02	REVISED
93	01/22/02	REVISED
94	01/22/02	REVISED
95	01/22/02	REVISED
96	01/22/02	REVISED
97	01/22/02	REVISED
98	01/22/02	REVISED
99	01/22/02	REVISED
100	01/22/02	REVISED
101	01/22/02	REVISED
102	01/22/02	REVISED
103	01/22/02	REVISED
104	01/22/02	REVISED
105	01/22/02	REVISED
106	01/22/02	REVISED
107	01/22/02	REVISED
108	01/22/02	REVISED
109	01/22/02	REVISED
110	01/22/02	REVISED
111	01/22/02	REVISED
112	01/22/02	REVISED
113	01/22/02	REVISED
114	01/22/02	REVISED
115	01/22/02	REVISED
116	01/22/02	REVISED
117	01/22/02	REVISED



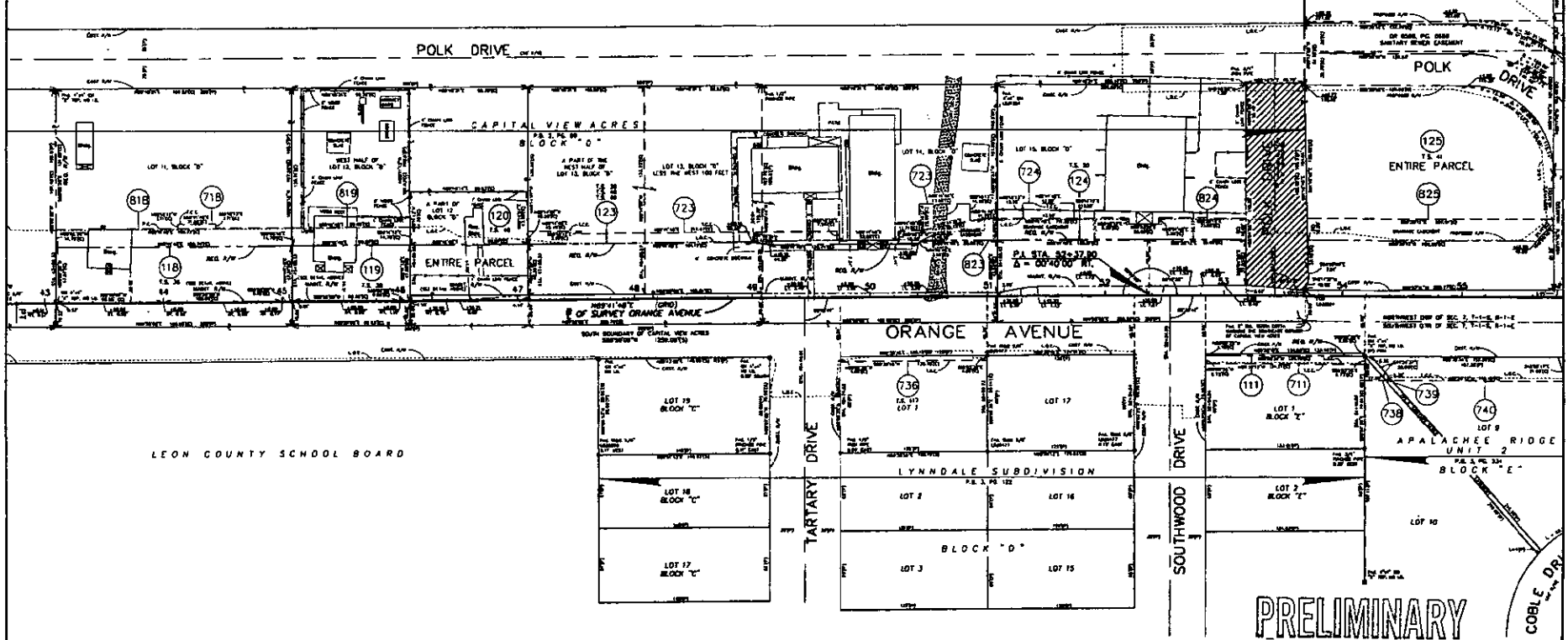
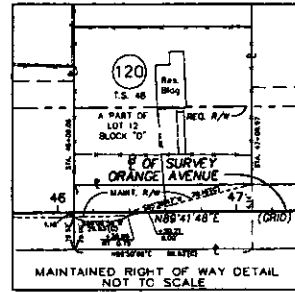
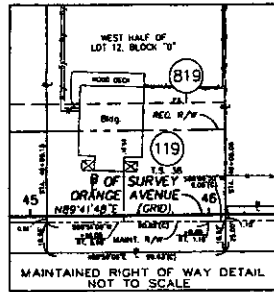
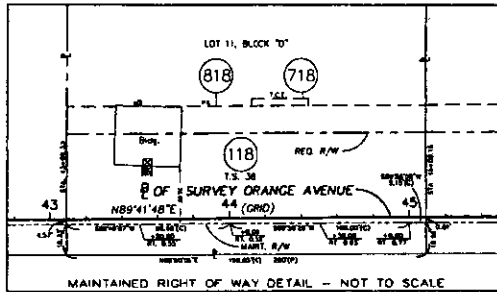
LEON COUNTY BOARD OF
COUNTY COMMISSIONERS
PROJECT: BC-04-11-99-3

RIGHT OF WAY MAP
ORANGE AVENUE

2 OF 13

90% RIGHT OF WAY MAPS 01/22/02

THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES



BOX RIGHT OF WAY MAPS 01/22/02

THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

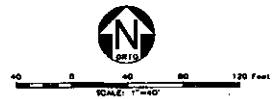
NO.	DATE	REVISIONS	DESIGNED BY
1			EEW
2			WLE
3			
4			
5			



LEON COUNTY BOARD OF
COUNTY COMMISSIONERS
PROJECT: BC-04-0-99-2

RIGHT OF WAY MAP
ORANGE AVENUE

PROJECT NUMBER:
4302-001
DATE:
01/22/02
SHEET NUMBER:
3 OF 13



PRELIMINARY

TALLAHASSEE HOUSING AUTHORITY

TALLAHASSEE HOUSING AUTHORITY

COUNTRY CLUB DRIVE

ORANGE AVENUE

COBLE DRIVE

COBLE DRIVE

90% RIGHT OF WAY MAPS 01/22/02

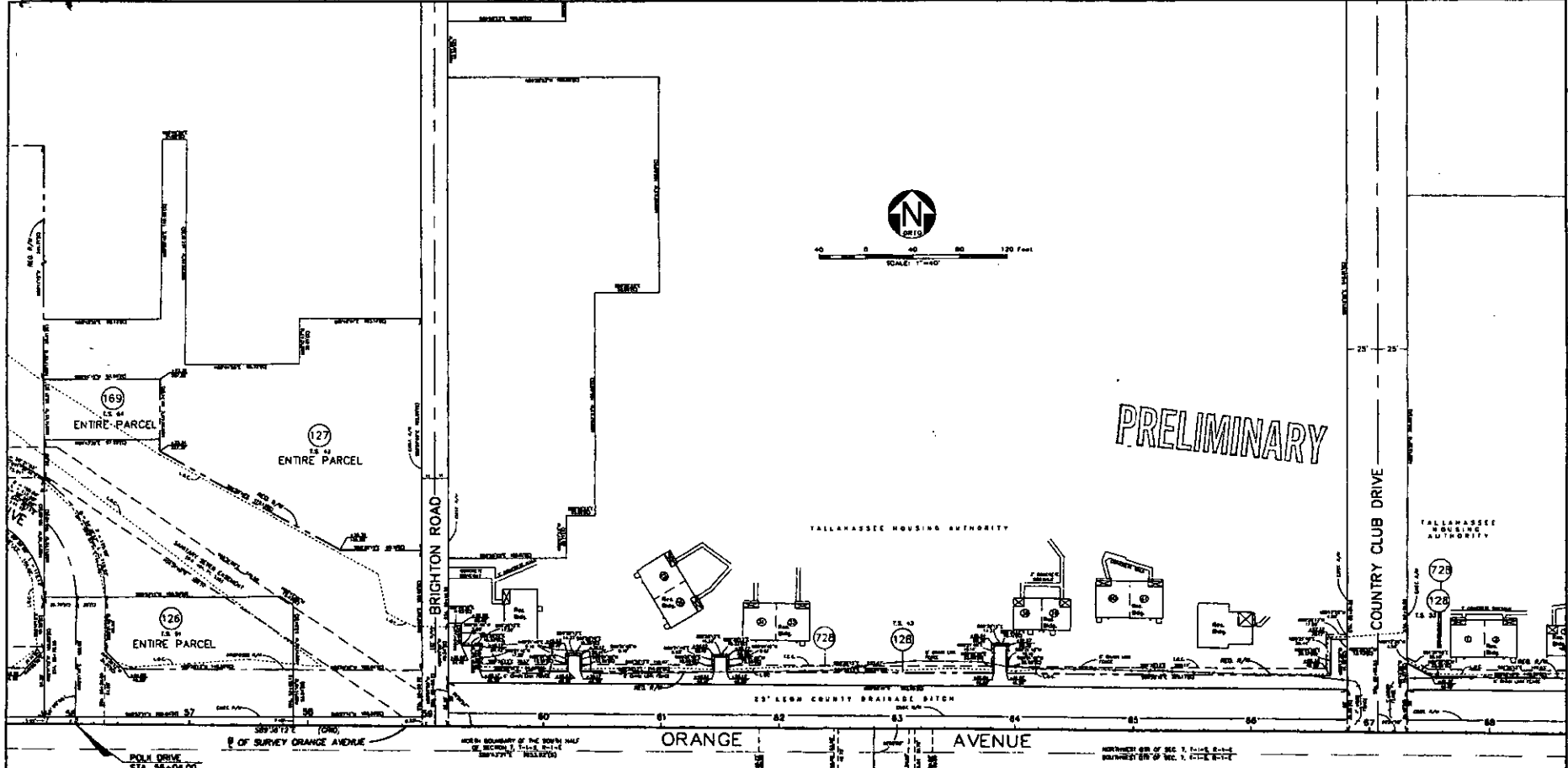
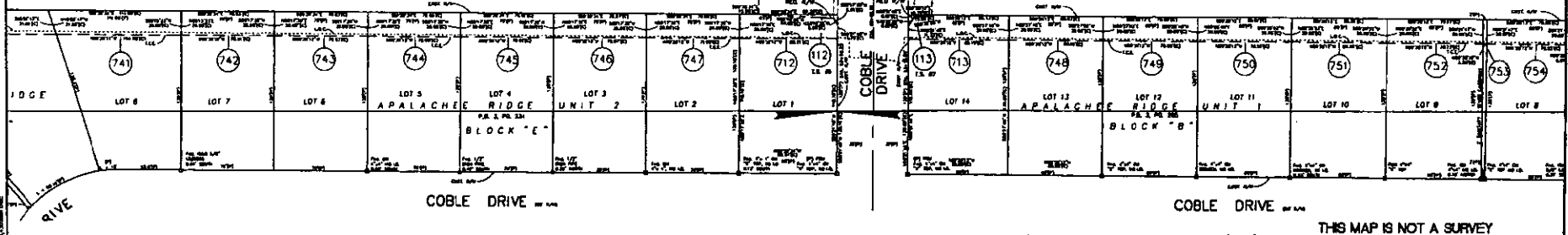
THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

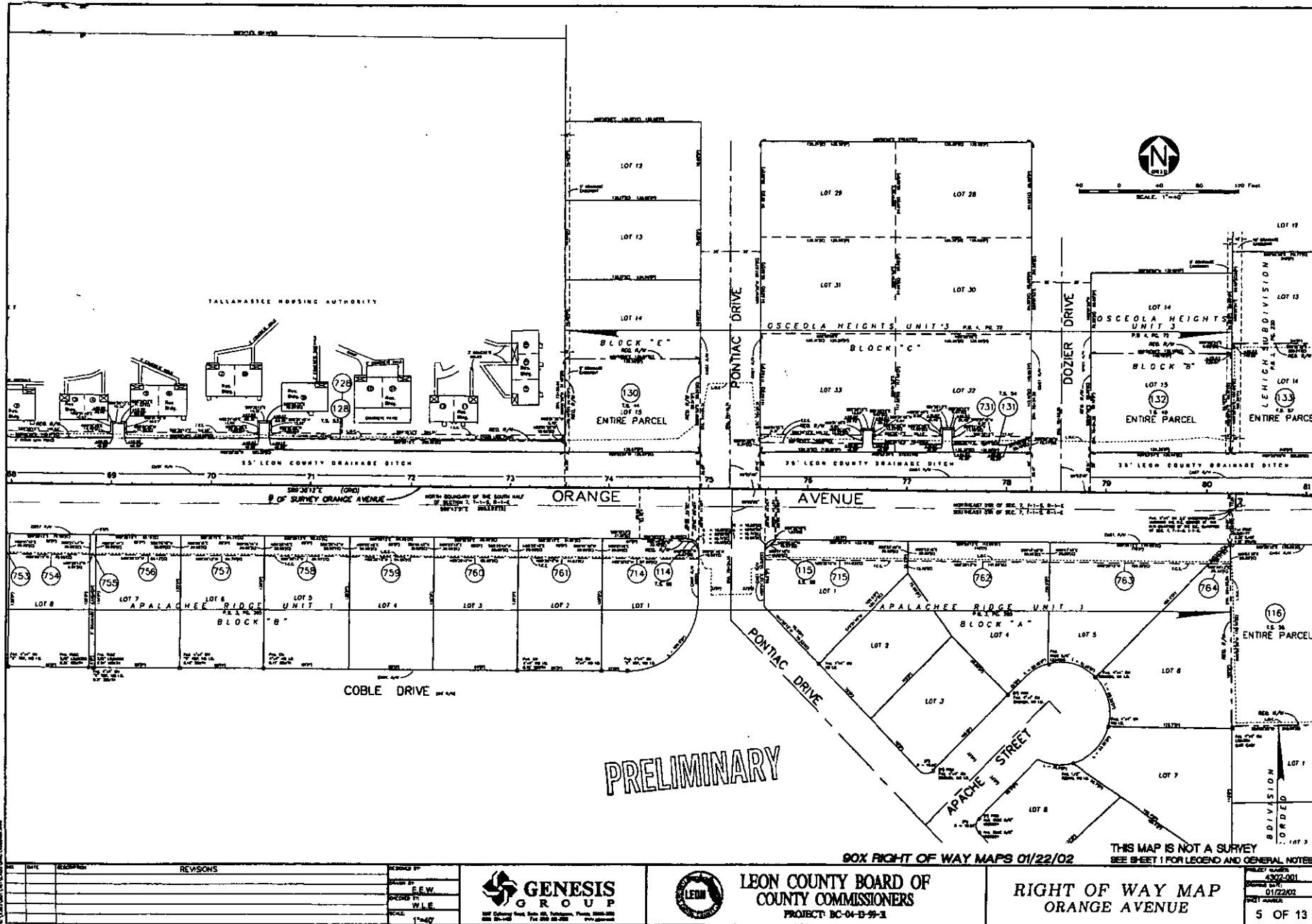
LEON COUNTY BOARD OF
COUNTY COMMISSIONERS
PROJECT BC-04-13-99-3

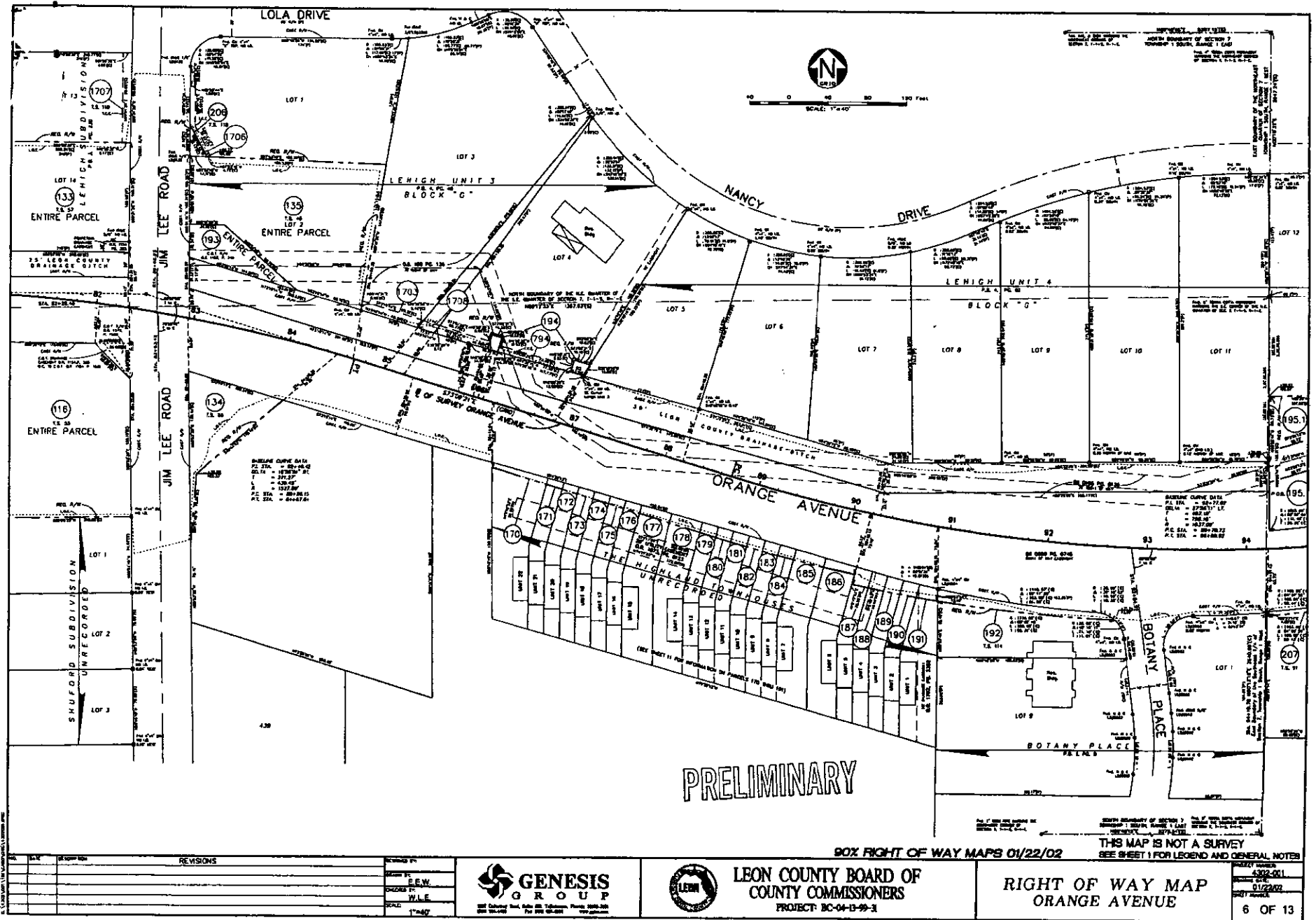
RIGHT OF WAY MAP
ORANGE AVENUE

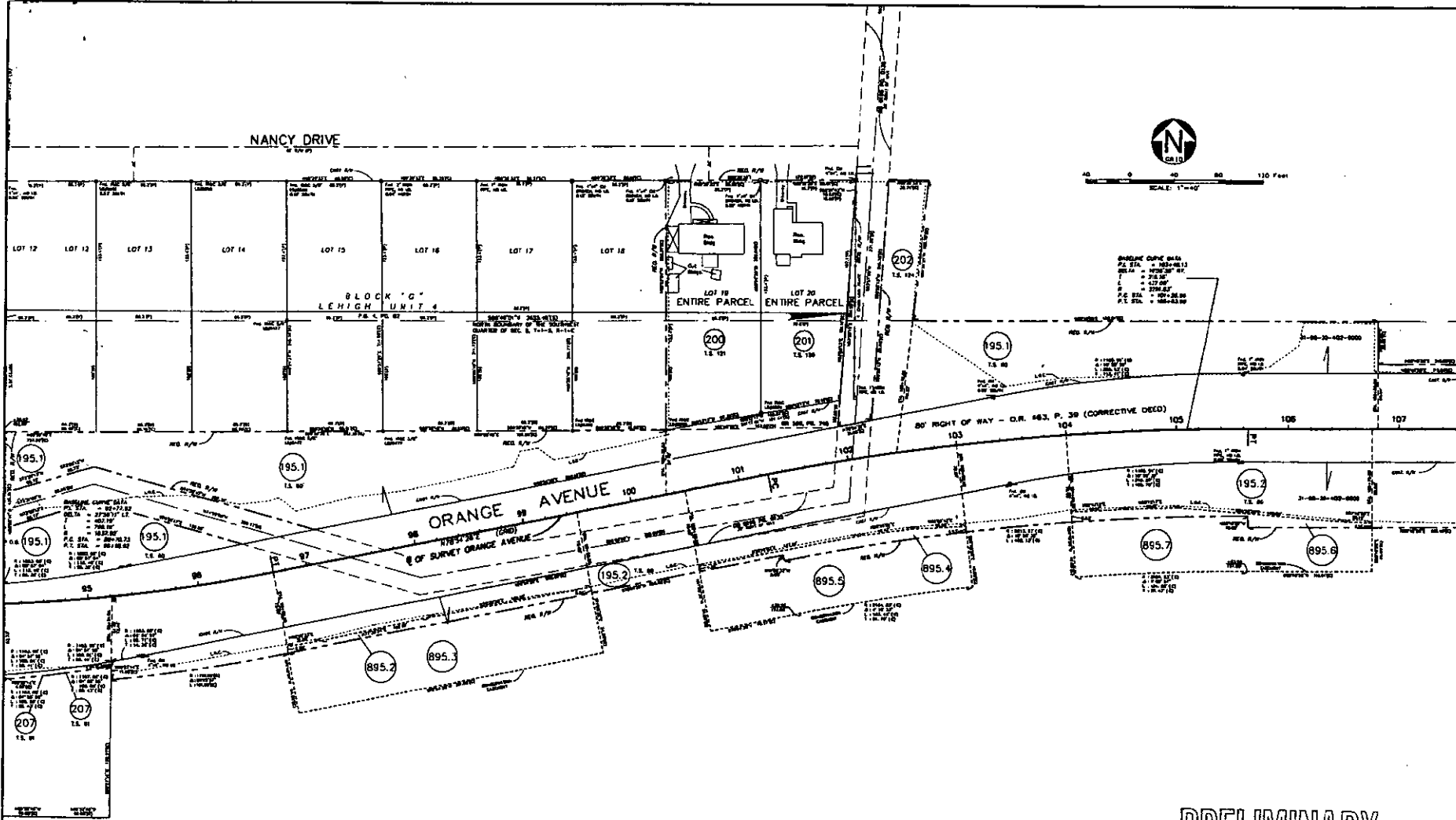
PROJECT NUMBER
1302-001
DATE
01/22/02
SHEET NUMBER
4 OF 13

GENESIS GROUP
2000 Highway 904, Suite 200, Tallahassee, Florida 32304
904-871-1234 Fax 904-871-1235









NO.	DESCRIPTION	REVISIONS
1	AS SHOWN	
2	AS SHOWN	
3	AS SHOWN	
4	AS SHOWN	
5	AS SHOWN	
6	AS SHOWN	
7	AS SHOWN	
8	AS SHOWN	
9	AS SHOWN	
10	AS SHOWN	

DESIGNED BY: E.E.W.
 CHECKED BY: W.F.F.
 SCALE: 1"=40'

GENESIS GROUP
 3000 Highway 40, Suite 200, Tallahassee, Florida 32309
 904-875-1000 Fax 904-875-1001

LEON COUNTY BOARD OF COUNTY COMMISSIONERS
 PROJECT: BC-04-D-99-3

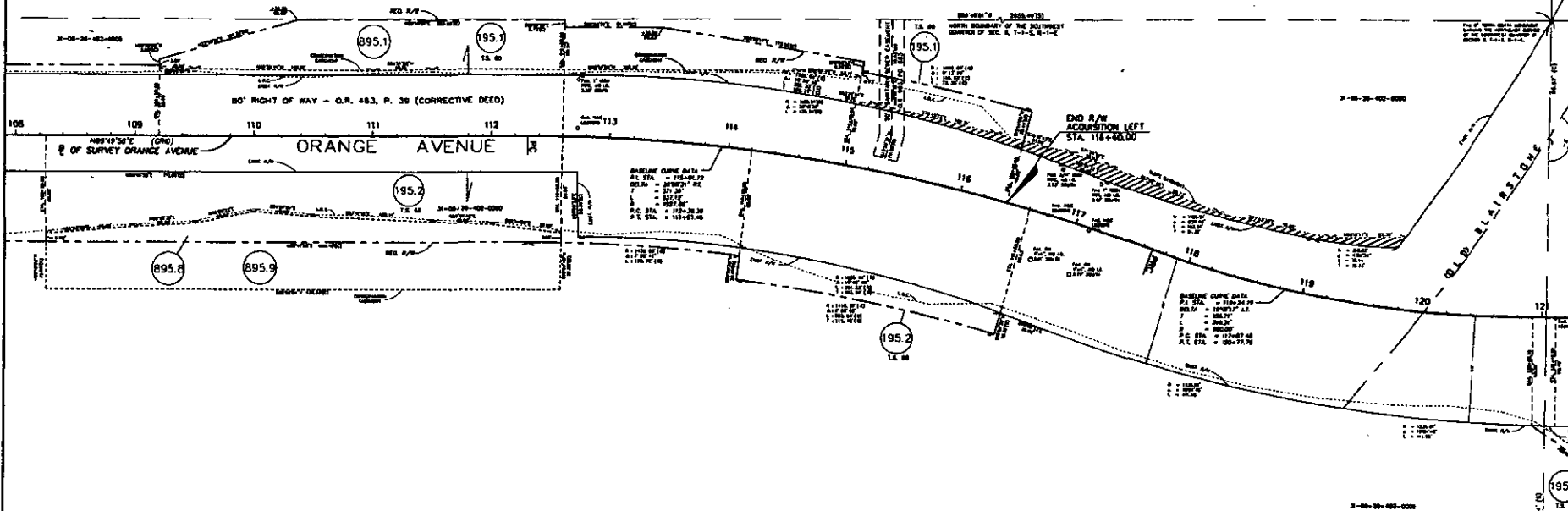
RIGHT OF WAY MAP
ORANGE AVENUE

THIS MAP IS NOT A SURVEY
 SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

PROJECT NUMBER: 4302-001
 DATE: 01/22/02
 SHEET NUMBER: 7 OF 13



0 40 80 120 Feet
SCALE: 1"=40'



PRELIMINARY

80' RIGHT OF WAY MAPS 01/22/02

THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

DATE	DESCRIPTION	REVISIONS

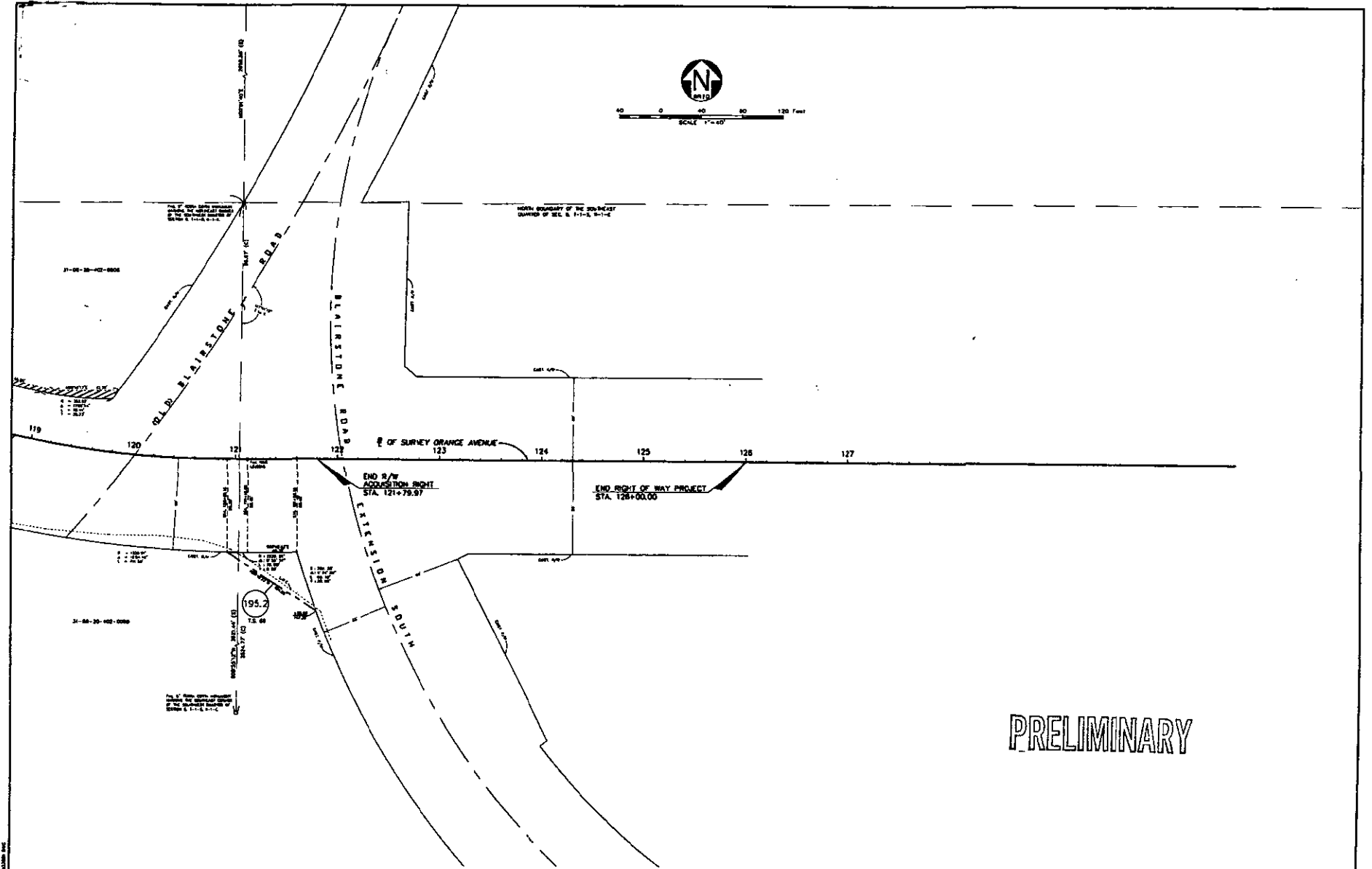
DESIGNED BY E.E.W.
DRAWN BY W.L.E.
SCALE 1"=40'



LEON COUNTY BOARD OF
COUNTY COMMISSIONERS
PROJECT: BC-04-10-99-3

RIGHT OF WAY MAP
ORANGE AVENUE

PROJECT NUMBER 4302-001
DATE 01/22/02
SHEET NUMBER 8 OF 13



PRELIMINARY

90% RIGHT OF WAY MAPS 01/22/02

THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

DATE	DESCRIPTION	REVISIONS

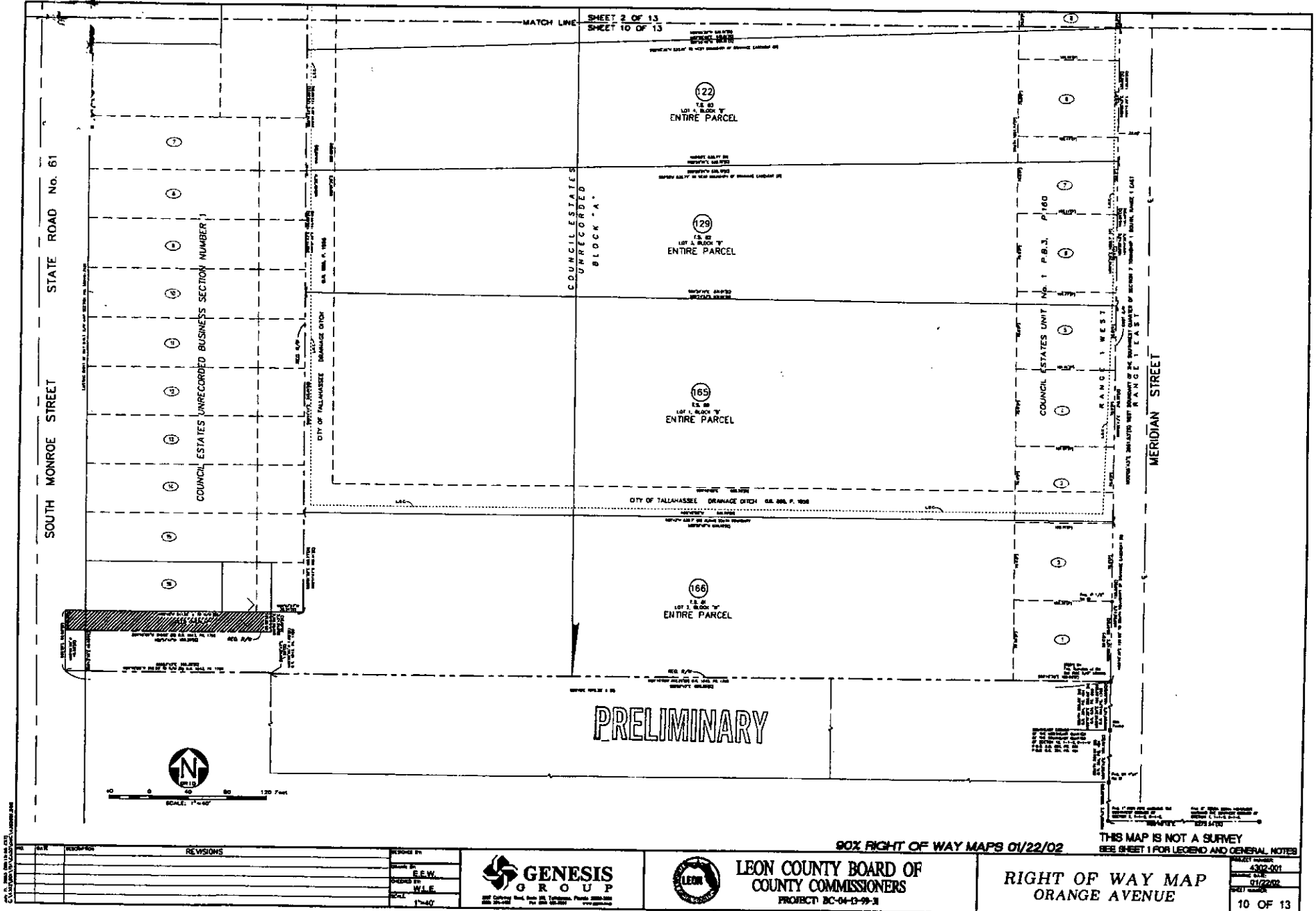
DESIGNED BY	SEW
CHECKED BY	WLE
SCALE	1"=40'

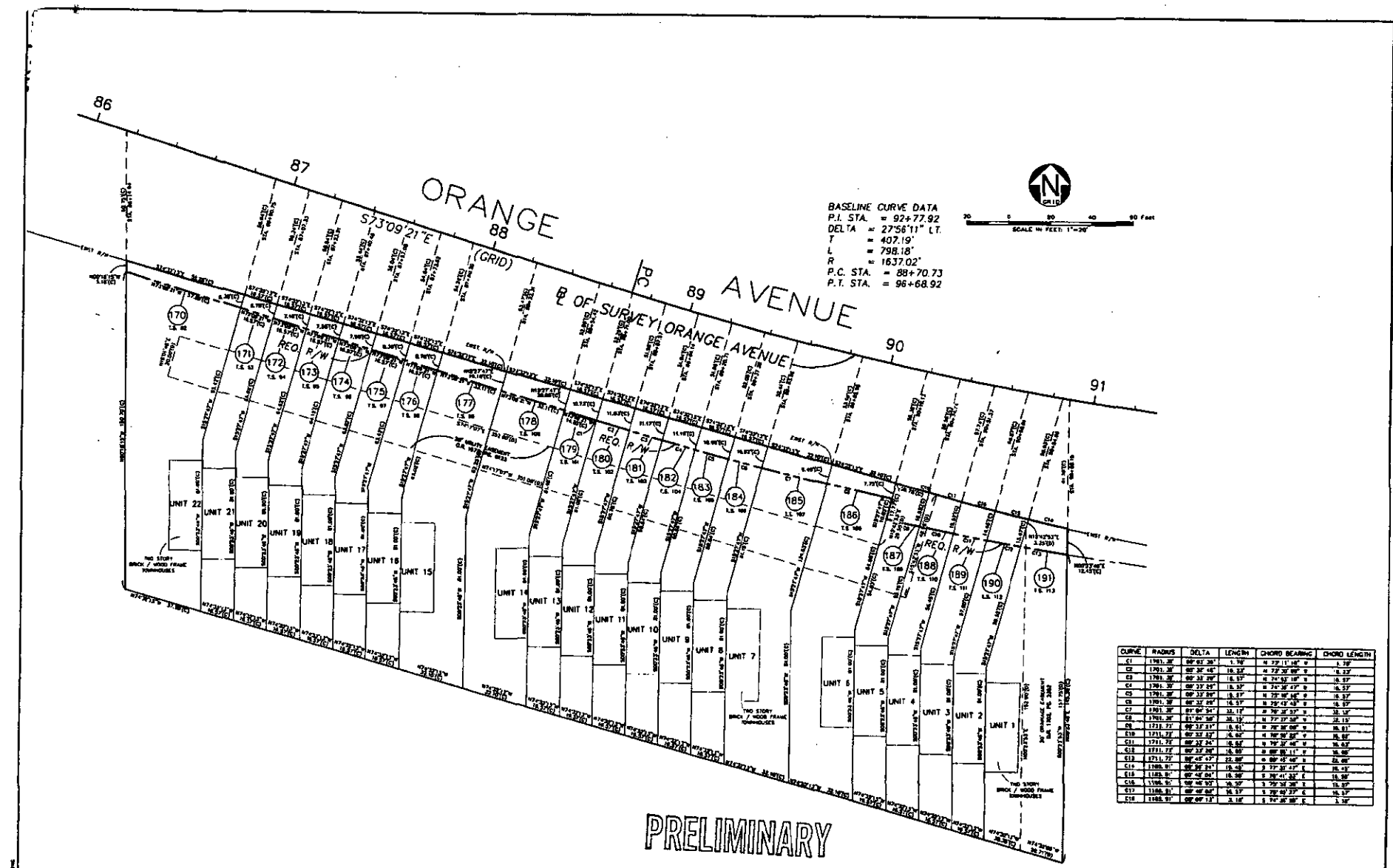


**LEON COUNTY BOARD OF
COUNTY COMMISSIONERS**
PROJECT: BC-04-13-99-3

**RIGHT OF WAY MAP
ORANGE AVENUE**

PROJECT NUMBER	4302-001
DATE	01/22/02
DRAWN BY	
CHECKED BY	
SHEET NUMBER	9 OF 13





CURVE	RADIUS	DELTA	LENGTH	CHORD BEARING	CHORD LENGTH
C1	1781.30'	88°02'30"	1.78'	N 77°11'40" E	1.33'
C2	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C3	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C4	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C5	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C6	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C7	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C8	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C9	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C10	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C11	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C12	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C13	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C14	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C15	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C16	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C17	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C18	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C19	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'
C20	1781.30'	88°36'45"	18.37'	N 72°30'00" E	18.37'

90% RIGHT OF WAY MAPS 01/22/02

THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

REVISIONS

NO.	DATE	DESCRIPTION

DESIGNED BY: E.E.W.

CHECKED BY: W.L.E.

SCALE: 1"=40'

GENESIS GROUP

3000 N. W. 10th Ave. Suite 1000 Fort Lauderdale, FL 33309

LEON COUNTY BOARD OF COUNTY COMMISSIONERS

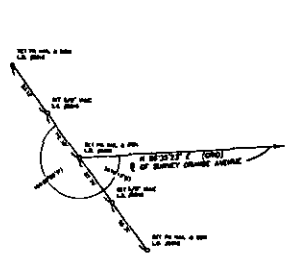
PROJECT: BC-04-E-99-3

RIGHT OF WAY MAP ORANGE AVENUE

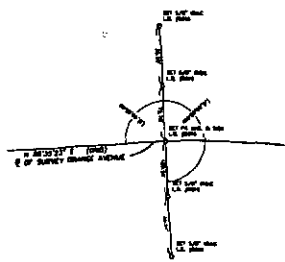
PROJECT NUMBER: 4302-001

DATE: 01/22/02

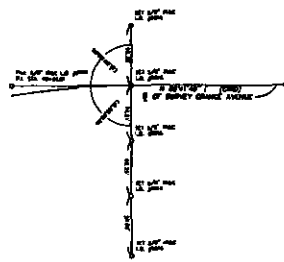
SHEET NUMBER: 11 OF 13



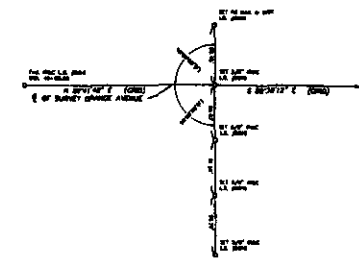
BEGIN SURVEY
STA. 30+00.00



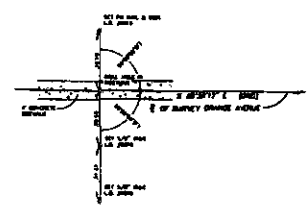
P.C. STA. 38+61.84



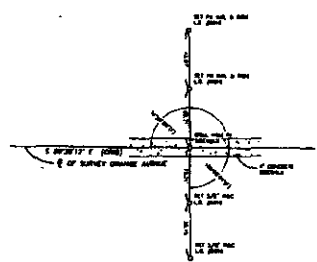
P.T. STA. 42+76.08



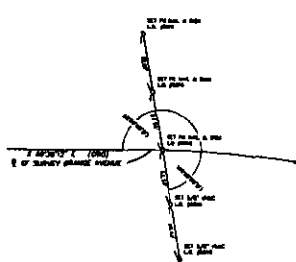
P.I. STA. 52+37.90



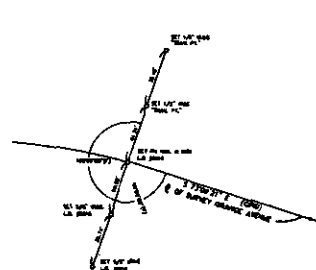
STA. 62+00.00



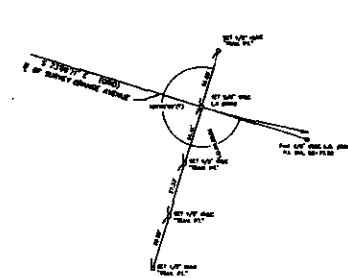
STA. 72+00.00



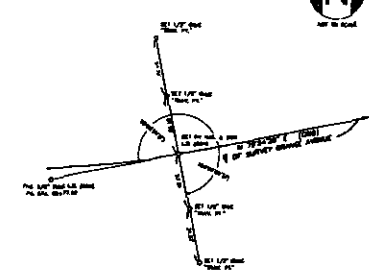
P.C. STA. 80+28.15



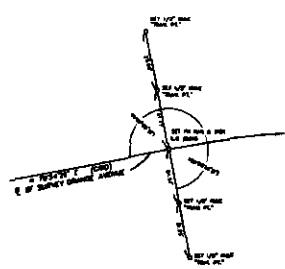
P.T. STA. 84+87.64



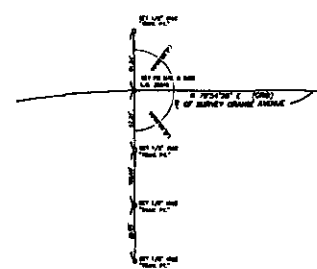
P.C. STA. 88+70.73



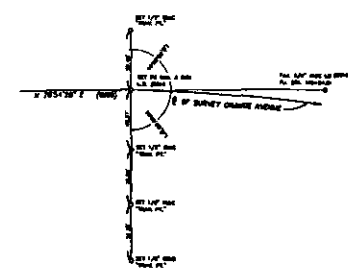
P.T. STA. 96+68.92



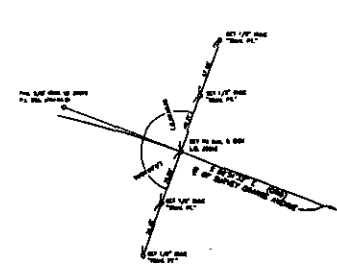
P.C. STA. 101+28.96



P.T. STA. 105+63.96



P.C. STA. 112+30.36



P.T. STA. 117+71.92

PRELIMINARY

90% RIGHT OF WAY MAPS 01/22/02

THIS MAP IS NOT A SURVEY
SEE SHEET 1 FOR LEGEND AND GENERAL NOTES

DATE	REVISIONS	REVISION BY

GENESIS GROUP
3800 Highway 100, Suite 100, Tallahassee, Florida 32309
904.224.1111

LEON COUNTY BOARD OF COUNTY COMMISSIONERS
PROJECT: BC-04-D-99-2

RIGHT OF WAY MAP ORANGE AVENUE
12 OF 13

